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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/020,445	10/24/2001	Audrey Goddard	GNE.2630PIC74	9983

35489 7590 04/04/2005

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EXAMINER

SEHARASEYON, JEGATHEESAN

ART UNIT	PAPER NUMBER
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1647

DATE MAILED: 04/04/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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03282005

DATE MAILED:

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Commissioner for Patents

Applicant has not complied with one or more conditions for receiving the benefit of an earlier filing date under 35 U.S.C. 119. Applicants have argued that they are entitled to the benefit of the filing date of April 29, 1998 based on the disclosure that the claimed protein is a novel synaptogyrin protein which is a synaptic vesicle protein that is ubiquitously expressed in the nervous system in U. S. Provisional Application No. 60/083, 392 (see page 14). Although, the provisional application identified the instant invention to be a "novel synaptogyrin protein" based on homology, it did not disclose a patentable utility and is not enabling under 35 USC 112, as required under 119(e). However, Applicants have also argument that they are entitled to the benefit of the filing date of March 8, 1999 based on the disclosure amplification data in PCT/US99/05028 (see page 14) is found to be persuasive. Therefore, the filing date of 8 March 1999 is considered as the priority date.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jegatheesan Seharaseyon whose telephone number is 571-272-0892. The examiner can normally be reached on M-F: 8:30-4:30. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brenda Brumback can be reached on 571-272-0961. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


JANET ANDRES
PRIMARY EXAMINER